

EXECUTIVE COUNCIL OF IOWA AGENDA

State Capitol - Robert D. Ray Conference Room (G09) 10:00 a.m.

APRIL 23, 2018

1. Approval of minutes of Executive Council and Board of Canvass meetings held April 16, 2018
2. Outside Counsel – Page 1
TAB #1
3. Emergency Allocations – Page 1
4. Payment of Cost Items (1 of 2) – Pages 1-3
5. Payment of Cost Items (2 of 2) – Page 3

2. Outside Counsel

- A. The Department of Justice, Attorney General's office requests retention of outside counsel pursuant to Iowa Code section 13.3(1) in James Brundies v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.
Attorney: Ryan Clark
505 5th Avenue
Suite 729
Des Moines, IA 50309
Rate: \$120.00 Per Hour

TAB # 1

3. Emergency Allocations

- A. The Judicial Branch – State Court Administration is requesting an emergency allocation in the amount of \$63,434.55. On December 13, 2017 the Judicial Building sustained rood damage due to high winds. Request is to cover costs.

The State Auditor's Office has reviewed request and recommends allocation, subject to audit of actual invoices.

4. Payment of Cost Items (1 of 2)

- A. Patterson Law Firm L.L.P.....\$576.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Don Dietz vs. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- B. Patterson Law Firm L.L.P.....\$108.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Jasmina Tartic v. Department of Justice – Attorney General, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- C. Patterson Law Firm L.L.P.....\$12.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Pamela Walter v. University of Iowa, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- D. Patterson Law Firm L.L.P.....\$24.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Kareem A. Duckett v. Mt. Pleasant Correctional Facility, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- E. Patterson Law Firm L.L.P.....\$12.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Wenxin Liu vs. Iowa Department of Natural Resources, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- F. Patterson Law Firm L.L.P.....\$12.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
James Doorley vs. University of Iowa, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- G. Patterson Law Firm L.L.P.....\$708.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Myra Ball vs. Iowa Insurance Division, State of Iowa and Second Injury Fund of Iowa

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- H. Patterson Law Firm L.L.P.....\$96.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Steven Porter vs. Iowa State Fair, State of Iowa and Second Injury Fund of Iowa

Jeffrey Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Second Injury Fund.

- I. Simmons Perrine Moyer Bergman PLC.....\$3,162.50
115 Third Street SE, Suite 1200
Cedar Rapids, IA 52402
Tobacco Settlement Authority

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the Tobacco Settlement Authority.

5. Payment of Cost Items (2 of 2)

- A. The Weinhardt Law Firm.....\$23,636.63
2600 Grand Ave
Des Moines, IA 50312
Corbett v. Chapter 43 Panel (Pate, Mosiman, Miller)

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the General Fund.

THOMAS J. MILLER
ATTORNEY GENERAL

JEFFREY S. THOMPSON
SOLICITOR GENERAL



IOWA DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.
DES MOINES, IA 50319
Main: 515-281-5164 • Direct: 515-281-4419
Email: Jeffrey.Thompson@iowa.gov
www.iowaattorneygeneral.gov

April 18, 2018

Victoria Newton
Executive Secretary
Executive Council
State Capitol
L-O-C-A-L

Re: Retention of Outside Counsel


Dear Victoria:

Our office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in *James Brundies v. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee. Because the resolution of this claim may turn on whether the State of Iowa or the Second Injury Fund must pay workers' compensation benefits, our office cannot represent both defendants.

In order to avoid a conflict of interest, the Special Litigation Division has contacted Ryan Clark of the Patterson Law Firm, L.L.P., 505 5th Avenue, Suite 729, Des Moines, Iowa 50309-2390, to represent the Second Injury Fund. Mr. Clark has agreed to represent the Second Injury Fund at the rate of \$120.00 per hour. Our office will represent the State of Iowa.

Accordingly, we request Executive Council approval to retain Mr. Clark to represent the Second Injury Fund in this case.

Sincerely,



JEFFREY S. THOMPSON
Solicitor General